

ILLEGIB

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24 February 1978

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MEMORANDUM FOR:

FROM :

Office of Legislative Counsel

SUBJECT :

Your Request for Our Comments to the Executive Branch
Comments on S.2236

1. This memo is in response to your request for comments on S.2236, the Omnibus Anti-Terrorism Bill.

2. As you may recall, Section 104 as originally written raised potential difficulties with respect to the protection of intelligence sources and methods. The language drawn by the Executive Committee corrects this, although the language in the proposed subsection 104(c) should be tightened. In the first place, we would suggest that the lead in -- "Nothing in this section is intended to require the public disclosure..." -- be amended to read "Nothing in this section requires the public disclosure..." This language is more forceful and directive and is consistent with provisions in other legislation. Also the phrase at the end of the section "...or otherwise as appropriate" is confusing and should be dropped.

3. Title 1, section 107 should have a sentence stating that the list should not be too detailed. Otherwise, it could become a valuable compilation of useful information for real or potential terrorists since the list would include a description of the "safety and security deficiencies of each airport on the list." This point also should be added to the Executive Committee's report.

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Attachment

Distribution:

Orig - Addressee, w/att

1/- OLC Subject, w/o att

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OLC:YTF:sm (24 Feb 78)